

UNITED STATES OF AMERICA  
BEFORE THE  
BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM  
AND  
DEPARTMENT OF BANKING AND FINANCE  
OF THE STATE OF GEORGIA  
ATLANTA, GEORGIA

In the Matter of	)	DOCKET NOS. 02-016-B-HC
	)	02-016-B-SM
BROADSTREET, INC.	)	
Atlanta, Georgia	)	Cease and Desist Order Issued
	)	on Consent Pursuant to the
and	)	Federal Deposit Insurance Act,
	)	as Amended
AMTRADE INTERNATIONAL	)	
BANK OF GEORGIA	)	
Atlanta, Georgia	)	

WHEREAS, the AmTrade International Bank of Georgia, Atlanta, Georgia (the "Bank"), a state chartered bank that is a member of the Federal Reserve System, is in the process of voluntarily liquidating its business and has filed a Plan of Voluntary Dissolution (the "Plan") with the Department of Banking and Finance of the State of Georgia (the "Department"), pursuant to state law;

WHEREAS, the Department has accepted the Plan, by order dated August 9, 2002 (the "Department's Order"), and the Federal Reserve Bank of Atlanta (the "Reserve Bank") and the Federal Deposit Insurance Corporation have reviewed the Plan and acknowledged the Department's Order;

WHEREAS, prior to the issuance of the Department's Order, the Board of Governors of the Federal Reserve System (the "Board of Governors") issued a Notice of Charges and of Hearing (the "Notice") and a Temporary Order to Cease and Desist (the "Temporary Order") against the Bank, on July 1, 2002;

WHEREAS, the Bank is a subsidiary of Broadstreet Inc., Atlanta, Georgia ("Broadstreet"), a registered bank holding company;

WHEREAS, the Bank and Broadstreet have since the issuance of the Temporary Order and the Department's Order taken steps to appoint qualified individuals to oversee and manage the liquidation of the Bank's business in an orderly manner, and the shareholders of Broadstreet have provided the Bank with sufficient capital to fund outstanding liabilities and have provided a written guarantee to cover other obligations of the Bank; and

WHEREAS, on September 10, 2002, the boards of directors of Broadstreet and the Bank, at duly constituted meetings, adopted resolutions:

(1) authorizing and directing Manuel Sicro [title] to enter into this Cease and Desist Order (the "Order") on behalf of Broadstreet and the Bank, respectively, and consenting to compliance with each and every applicable provision of this Order by Broadstreet and the Bank and their institution-affiliated parties, as defined in sections 3(u) and 8(b)(3) of the Federal Deposit Insurance Act, as amended (12 U.S.C. 1813(u) and 1818(b)(3)) (the "FDI Act"); and

(2) waiving any and all rights that Broadstreet and the Bank may have pursuant to section 8 of the FDI Act (12 U.S.C. 1818) to: a hearing for the purpose of taking evidence on any matters set forth in this Order; to judicial review of this Order; and to challenge or contest, in any manner, the basis, issuance, validity, terms, effectiveness or enforceability of this Order or any provisions hereof.

NOW, THEREFORE, before the taking of any testimony or adjudication of, or finding on any issue of fact or law herein or in the Notice, and without this Order constituting an admission of any allegation made or implied by the Board of Governors or the Department in connection with this proceeding,

IT IS HEREBY ORDERED that, pursuant to sections 8(b)(1) and (3) of the FDI Act (12 U.S.C. 1818(b)(1) and (3)) and section 7-1-91 of the Official Code of Georgia Annotated, Broadstreet, the Bank, and their institution-affiliated parties shall take the following affirmative actions:

1. (a) Broadstreet, the Bank, and each of their institution-affiliated parties shall, at all times, comply fully with the Plan and the Department's Order.

(b) The Plan shall not be modified without the prior written approval of the Reserve Bank and the Department.

2. (a) The Bank shall continue to take all steps necessary to ensure that, to the extent that the Bank continues to provide funds transfer services, all funds transfers

originated by customers of the Bank are transmitted by the Bank and not directly or indirectly by customers through off-site, customer-controlled terminals. All payment orders ordered by Bank customers for funds transfers through the Bank shall be placed through the Bank's wire room by Bank employees, and the Bank shall conduct appropriate customer due diligence and transaction monitoring.

(b) The Bank shall not permit customers to transmit funds transfers directly from remote terminals.

3. The Bank shall maintain a level of capitalization sufficient to meet the definition of "adequately capitalized", as set forth in section 208.43 of Regulation H of the Board of Governors ("Regulation H") (12 C.F.R. 208.43).

4. (a) Broadstreet and the Bank shall comply with the notice provisions of section 32 of the FDI Act (12 U.S.C. 1831i) and Subpart H of Regulation Y of the Board of Governors in the appointment of directors and senior executive officers and with the restrictions on indemnification and severance payments of section 18(k) of the FDI Act (12 U.S.C. 1828) and Part 359 of the Federal Deposit Insurance Corporation's regulations (12 C.F.R. Part 359).

(b) The Bank shall not appoint or replace the individuals providing independent oversight of the Bank without the prior written approval of the Reserve Bank and the Department.

5. (a) The Bank shall not accept, renew, or rollover any deposits without the prior written approval of the Reserve Bank and the Department.

(b) The Bank shall not make or renew any extensions of credit, including, but not limited to, the payment of overdrafts, without the prior written approval of the Reserve Bank and the Department.

6. (a) The Bank shall make all arrangements necessary to ensure that all records relating to the Bank's compliance with the Currency and Foreign Transactions Reporting Act (31 U.S.C. 5311 et seq.) and the regulations promulgated thereunder by the U.S. Department of the Treasury (31 C.F.R. 103.11 et seq.) (collectively referred to as the "Bank Secrecy Act" ("BSA")) are: (i) maintained in accordance with BSA requirements for the time periods specified in the BSA, (ii) maintained by an independent agent acceptable to the Reserve Bank and the Department, and (iii) made available to law enforcement and bank supervisory authorities in accordance with applicable law.

(b) Records covered by this paragraph shall include, at a minimum, all supplementary information for suspicious activity reports filed by the Bank (as required by 31 C.F.R. 103.18 and 12 C.F.R. 208.62), all records of wire transfers (as required by 31 C.F.R. 103.33), and all records of issuance or sale of certain monetary instruments (as required by 31 C.F.R. 103.29).

(c) The Bank shall fully comply with all provisions of the BSA and maintain an effective BSA compliance program as required by section 208.63 of Regulation H (12 C.F.R. 208.63).

7. (a) The Bank shall make all arrangements necessary to ensure that all records pertaining to the Bank's compliance with the BSA compliance program requirements of section 208.63 of Regulation H (12 C.F.R. 208.63) are (i) maintained for a minimum of five years by an independent agent acceptable to the Reserve Bank and the Department, and (ii) made available to law enforcement and bank supervisory authorities in accordance with applicable law.

(b) Records covered by this paragraph shall include, at a minimum, all records pertaining to the Bank's BSA compliance program, including the Bank's policies and procedures for compliance with the BSA, all records of BSA training provided to Bank personnel, and all records of independent testing for BSA compliance by the Bank.

8. (a) The Bank shall continue to retain the services of a qualified independent firm to complete a comprehensive review (the "Review") of the Bank's anti-money laundering compliance. The comprehensive review shall include, at a minimum:

(i) A forensic review of account records from June 30, 2001 to the present to determine whether suspicious activity involving accounts or transactions at, by, or through the Bank was properly identified and reported by the Bank in accordance with applicable regulations; and

(ii) A forensic review of account records from June 30, 2001 to the present to evaluate compliance with the currency transaction reporting requirements of the BSA.

(b) The Bank shall forward the written results of the Review to the Reserve Bank and the Department.

9. The provisions of this Order shall be binding upon Broadstreet, the Bank, and each of their institution-affiliated parties, in their capacities as such, and their successors and assigns.

10. Each provision of this Order shall remain effective and enforceable until stayed, modified, terminated or suspended by the Board of Governors and the Department.

11. The provisions of this Order shall not bar, estop, or otherwise prevent the Board of Governors, the Reserve Bank, or the Department, or any other federal or state agency from taking any other action affecting Broadstreet or the Bank or any of their current or former institution-affiliated parties.

12. The proceeding initiated by the Notice is concluded by the issuance of this Order and the Temporary Order is terminated by the issuance of this Order.

By order of the Board of Governors of the Federal Reserve System and the Department of Banking and Finance of the State of Georgia effective this 20<sup>th</sup> day of September, 2002.

GEORGIA DEPARTMENT OF  
BANKING AND FINANCE

By: David G. Sorrell  
David G. Sorrell  
Acting Commissioner

BOARD OF GOVERNORS OF THE  
FEDERAL RESERVE SYSTEM

By: Jennifer J. Johnson  
Jennifer J. Johnson  
Secretary of the Board

Broadstreet, Inc.

By: Manuel Sicre  
Manuel Sicre

AmTrade International Bank of Georgia

By: Manuel Sicre  
Manuel Sicre  
President